

CHAPTER NO. 587

HOUSE BILL NO. 2435

By Representative Litz

Substituted for: Senate Bill No. 2455

By Senator Southerland

AN ACT to amend Tennessee Code Annotated, Section 7-52-601, relative to authorizing certain municipalities operating an electric plant to provide cable service within the county in which the municipality is located under certain circumstances.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 7-52-601(e), is amended by deleting subdivision (2) in its entirety and inserting the following new subdivisions numbered (2), (3) and (4).

(2) The comptroller shall expand the pilot project established in subsection (e)(1) to include one (1) municipal electric system located in the eastern grand division of the state that proposes to provide services in accordance with this part. Not later than August 1, 2004, the comptroller shall select the municipal electric system pilot project pursuant to this subsection (e)(2), subject to the requirements of subsection (e)(1)(A) and (B).

(3) The comptroller shall report to the general assembly, not later than January 31, 2008, with recommendations regarding whether the pilot projects permitted by this part should be continued or expanded to other systems. The comptroller shall evaluate the efficiency and profitability of the pilot project services of the municipal electric system in making such recommendation; provided the comptroller shall not so evaluate a pilot project system that is not providing service in competition with another cable service provider.

(4) There shall be no other municipal electric system selected to provide pilot project services until the comptroller issues the recommendation required by subsection (e)(3).

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.

PASSED: April 15, 2004



JIMMY NAIFEH, SPEAKER
HOUSE OF REPRESENTATIVES



JOHN S. WILDER
SPEAKER OF THE SENATE

APPROVED this 3rd day of May 2004



PHIL BREDESEN, GOVERNOR